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DEPARTMENT OF INDUSTRIES, MINES & GEOLOGY

Notification

13th January, 2017

JHARKHAND DISTRICT MINERAL FOUNDATION (TRUST) RULES (Amended), 2016

No. Kha. Ni (Vividh)-76/2015-108/M-- In exercise of the powers conferred by Section 15(4) and Section 15A of the Mines and Minerals (Development and Regulation) Act, 1957 (as amended in 2015), the Government of Jharkhand hereby makes the following amendment in JD MF (Trust) Rules-2016; Notified on 22th March, 2016.

1. Short title and commencement

- (1) These rules may be called “The Jharkhand District Mineral Foundation (Trust) Rules (Amendment), 2016”.
- (2) They shall be deemed to have come into force on the day of notification of “The Jharkhand District Mineral Foundation (Trust) Rules (Amendment), 2016” in the official Gazette of Jharkhand.

2. Application :- In rule 2 of Principal rule after sub rule (2) following sub rule shall be inserted namely :-

- (3) They shall apply to all Minor Minerals as duly notified under Jharkhand Minor Mineral Concession Rule, 2004 and as amended time to time and notified in the official gazette of State Government of Jharkhand.

3. Definitions :-

In rule 3 of Principal rule sub rule (1)-1-a)-a shall be replaced as:-

(1)-1-a)-a. Village, gram panchayat and any such area that falls under jurisdiction of Urban Local Body within which mines are situated.

In rule 3 of Principal rule after sub- rule (10) following sub rule shall be inserted namely:-

(11). Urban Local Body means duly elected Urban Local Institutions viz Nagar Parishad, Municipal Council, Municipal Corporation etc. under the provisions of Jharkhand Municipal Act, 2011.

6. Power and functions of the trust:-

In rule 6 of Principal rule after sub rule (iii) following sub rule shall be inserted namely:-

(iv) DMF contribution can also be collected for lease of minor mineral in the following manner:-
 (a) Thirty Percent of the royalty will be paid by lease holders towards DMF contribution for the existing leases which are not granted through auction.
 (b) Ten Percent of the royalty will be paid by lease holders towards DMF contribution for the leases which are granted through auction.

8. Power and Function of Gram Shabha in affected areas

May be replaced as

Power and Function of Gram Shabha/Urban Local Body (ULB) in affected areas

In rule 8 of Principal rule after sub rule 3 following sub rule shall be inserted namely:-

8(4). In the case of Urban Area, Municipal Commissioner/CEO or any other designated officer/team of officers of the Urban Local Body will prepare the plan in consultation with the ward Commissioners of the affected area and will put-up before the Governing Board of the respective Urban Local Body, the Governing Board after due consultation will pass a resolution approving the proposed plan in its meeting.

9. Development of Annual Plan

In rule 9 of principal rule sub rule 11 shall be replaced as follows:-

The annual plan of the Trust shall include a compendium of such plans submitted by Gram Shabha/ Urban Local Body (ULB) of affected areas besides other planned activities of the Trust for the financial year. The consolidated annual plan of the Trust shall also be guided by the provisions laid in PMKKKY for allocating the Trust Fund to various Gram Shabha/ Urban Local Body (ULB).

By the order of the Governor of Jharkhand,

Sd/-(Illegible)**,
Joint Secretary to the Government.**
